

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

NATIONAL OILWELL VARCO, L.P.,	§	
	§	CASE NO: 4:11-cv-03307
Plaintiff,	§	
	§	Judge Keith P. Ellison
v.	§	
	§	
T3 ENERGY SERVICES, INC.	§	JURY TRIAL DEMANDED
	§	
Defendant.	§	

AGREED MOTION TO STAY CASE PENDING MERGER

Plaintiff National Oilwell Varco, L.P. (“NOV”) and Defendant T3 Energy Services, Inc. (“T3”) jointly move this Court to stay this case pending closing of the merger between NOV and Robbins & Myers, Inc. (“R&M”), the parent of T3. The merger was announced today, August 9, 2012. *Ex. 1.*

NOV and R&M have entered into an agreement under which NOV will acquire R&M for \$2.5 billion in cash. *Ex. 1.* The boards of directors of both companies have unanimously approved the transaction, and the Presidents/CEOs of both companies support the transaction. *Id.* Closing is expected to occur in the fourth quarter of 2012, once all closing requirements, such as shareholder approvals, have been satisfied. *Id.* Given that the expected acquisition likely will end this dispute, it makes little sense for the parties and this Court to continue investing resources into this case in the interim.

Therefore, this Court should stay this case pending the closing of the merger. If the merger fails to close and the parties decide to resume litigation, they will inform this Court promptly and request a new scheduling order from the Court setting forth new case deadlines.

DATED: August 9, 2012

Respectfully submitted,

Smyser Kaplan & Veselka, L.L.P.

/s/ Lee L. Kaplan

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CERTIFICATE OF CONFERENCE

I certify that on August 9, 2012, I conferred by e-mail with J. Mike Amerson, counsel for NOV, and Mr. Amerson confirmed that NOV is agreed to this Motion.

/s/ Jeff Potts
Jeff Potts